

Response Under 37 C.F.R. § 1.116
EXPEDITED PROCEDURE
Examining Group 3635

REISSUE APPLICATION NO. 09/374,598
of U.S. Patent No. 5,567,600
Attorney Docket No. 044696-5007
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II. Summary of the Response

A Supplemental Reissue Declaration is enclosed herewith.

III. The Rejection of claims 1-41 under 35 U.S.C. § 251

Claims 1-41 stand rejected because the Reissue Declaration, filed on January 18, 2000, is said to be defective because it fails to state that all of the errors being corrected in the application occurred without deceptive intent. *See* 35 U.S.C. § 251; 37 C.F.R. § 175. Applicant encloses herewith a Supplemental Reissue Declaration which provides, *inter alia*, that *every error corrected in the present reissue application, including errors not covered by the prior Reissue Declaration submitted in this application, arose without deceptive intention on the part of the applicant.*

Applicant believes that the enclosed Supplemental Reissue Declaration complies with the requirements under 35 U.S.C. § 251 and 37 C.F.R. § 1.175. Accordingly, Applicant hereby requests that the rejection under 35 U.S.C. § 251 be withdrawn and a notice of allowance issue for this case.

IV. Conclusion

In view of the foregoing remarks, Applicant respectfully requests the reconsideration of this application and the timely allowance of the pending claims. **The Examiner is invited to contact the undersigned at (202) 467-7772 if there remains any outstanding matters, which need to be addressed before a notice of allowance can issue.**

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EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTION PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

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Date: December 1, 2000

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